IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 14TH FEBRUARY 2007 / 25TH MAGHA 1928

WP(C).No. 19669 of 2006(N)

PETITIONER:
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1. K.J.JOSEPH, S/O.JOSEPH,
KARIMADOM, P.O.KADUMENI,
VIA.CHERUPUZHA, HOSDURG TALUK,
KASARAGOD DISTRICT.

2. SEBI JOSEPH,
S/O.K.J.JOSEPH, KARIMADOM, P.O.KADUMENI,
VIA.CHERUPUZHA, HOSDURG TALUK, KASARAGOD DISTRICT.

BY ADV. SRI.C.C.ABRAHAM
SMT.B.S.SEEMA

RESPONDENTS:
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1. THE CHIEF ENGINEER (TC & M),
KERALA STATE ELECTRICITY BOARD,
VYDYUTHI KOLLAM, PATTOM.P.O,
THIRUVANANTHAPURAM-695 004.

2. THE SECRETARY,
KERALA STATE ELECTRICITY BOARD,
VYDYUTHI KOLLAM, PATTOM.P.O,
THIRUVANANTHAPURAM-695 004.

3. SECRETARY TO GOVERNMENT,
DEPARTMENT OF POWER & ELECTRICITY,
SECRETARIAT, THIRUVANANTHAPURAM.

BY ADV.SRI.JOSE J.MATHIAKEL S.C.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH J.

W.P(C)No.19669 of 2006

Dated this the 14th day of February, 2007

JUDGMENT

The writ petition is filed with the following prayers:-

> i) to issue a writ of certiorari quashing Ext.P5 order dated 22-3-06 issued by the 1st respondent.
>
> ii) to issue a writ of mandamus directing the 1st respondent to refund the amount paid by the petitioners as Earnest Money Deposit for the tender No.TCM 37/2005-06.
>
> iii) to direct the 3rd respondent to consider and dispose of Ext.P6 representation within a reasonable time frame fixed by this Hon'ble Court.

There is no counter affidavit. The limited prayer of the petitioners is for a direction to the 3rd respondent to consider Ext.P6 with notice to the petitioners. After having heard counsel for the petitioners and the learned Government Pleader and also the Standing Counsel for the Electricity Board I see no reason to deny such a prayer. Accordingly the writ petition is disposed of directing the 3rd respondent to consider Ext.P6 with notice to the

petitioners and pass appropriate orders thereon in accordance with law within a period of four months from the date of receipt of a copy of this judgment.

(KURIAN JOSEPH, JUDGE)

ahg.